



PATENT #6
Cooper
2-1-03
Attorney Docket No. 401401

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sang-cheol LEE

Art Unit: 3743

Application No. 09/982,229

Examiner: A. Flanigan

Filed: October 19, 2001

For: HEATSINK FOR ELECTRONIC
COMPONENT

RESPONSE TO OFFICE ACTION

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MAR 25 2003

TECHNOLOGY CENTER R3700

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated February 26, 2003, please consider the following remarks.

REMARKS

In response to the species election requirement mailed February 26, 2003, Applicant elects the alleged species of Figure 5 upon which claims 1 and 5 can be read. Accordingly, claims 1 and 5 should be immediately allowed.

Claim 1 is generic as to claims 1-14. Therefore, upon allowance of claim 1, Applicant intends to exercise his right, pursuant to 37 CFR 1.141, to rejoin to the prosecution claims 2-14.

The election is made with traverse. In fact, Applicant traverses the entire Official Action, which seems highly irregular. The election requirement is not a species election requirement at all but a listing of the figures in the patent application without any correlation to claimed subject matter. A species election requirement should relate to claimed subject matter. However, any relationship between the alleged species election requirement in the claimed subject matter is, at best, limited.

The Examiner stated that there are two species of fan mounting arrangements, citing Figures 5 and 19 and Figure 7. Clearly, the Examiner intended to refer to Figures 4 and 19 and Figure 7. Applicant agrees that Figures 5 and 7 show fans directly mounted to a heatsink